In the High Court of Punjab and Haryana, Chandigarh

C.W.P. No. 15841 of 2005
Date of Decision: 31.08.2006

Rishi Ram

…Petitioner

Versus

State of Haryana and others

…Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: None for the petitioner.

Mr. Harish Rathee, Sr. DAG, Haryana,
for the respondents.

JUDGMENT

M.M. KUMAR, J. (Oral)

The petitioner who has been working as Driver on daily wage basis in the respondent Corporation since 17.1.1995 has approached this Court by filing instant petition under Article 226 of the Constitution for quashing order dated 26.9.2005 (P-4) whereby his claim for regularization of his services has been rejected. A further prayer has been made for directing the respondents to regularize the services of the petitioner in accordance with the regularization policy dated 1.10.2003 (P-1).

Having perused the pleadings made in the writ petition and after hearing the learned State counsel we are of the considered

view that no mandamus can now be issued for regularization of the services of the petitioner because of the view taken by Hon'ble the Supreme Court in a Constitution Bench judgment in the case of **Secretary, State of Karnataka & others v. Umadevi & others, (2006) 4 SCC 1**. Similar matter has come up before this Court in **Rajinder Kumar v. State of Haryana and others** (C.W.P. No. 7563 of 2005, decided on 25.4.2006) and we have dismissed the same.

Therefore, the writ petition fails and the same is dismissed.

(M.M. KUMAR)
JUDGE

(M.M.S. BEDI)
JUDGE

August 31, 2006
Pkapoor